

JCT Rec'd PCT/PTO 28 JAN 2002 #4



I hereby Certify that this Correspondence is being deposited with the United States Postal service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on December 20, 2001

Michelle M. Scordato

Name

Signature

December 20, 2001

Date of Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: James, et al.

Serial No.: 09/914,659, Based on PCT/GB00/00760

Filed: August 31, 2001

For: Culture of Mycobacteria

RESPONSE

Assistant Commissioner for Patents
Attention: Box Missing Parts
Washington, D.C. 20231

Sir:


Responsive to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office dated October 22, 2001 (copy enclosed), herewith is the executed Oath and Declaration. Please note that applicant corrected its status to be a large entity in a communication dated September 18, 2001. Therefore, enclosed is the \$130 fee for large entity.

If any underpayment or overpayment has been made, please charge to Deposit Account No. 08-2442.

Respectfully submitted,

HODGSON RUSS LLP

By


Ranjana Kadle, Reg. No. 40,041

02/04/2002 LLANDGRA 00000014 09914659

01 FC:154

130.00 UP

One M&T Plaza, Suite 2000
Buffalo, New York 14203
716) 848-1628
Dated: December 20, 2001

PCT Due 12/21/01 DMB

OIP E JC59 ELECTED OFFICE
JAN 28 2002
PATENT & TRADEMARK OFFICE

Consideration For Filing, See PCT, United States Reserved Trademark, 37 CFR 1.495, www.uspto.gov

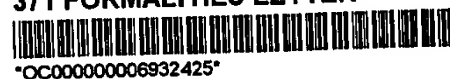
U.S. APPLICATION NUMBER NO. 09/914,659	FIRST NAMED APPLICANT James	ATTY. DOCKET NO. 18872.0107 ✓
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✓
Ranjana Kadle
Hodgson Russ
One M & T Plaza
Suite 2000
Buffalo, NY 14203-2391

RECEIVED
OCT 25 2001

INTERNATIONAL APPLICATION NO. PCT/GB00/00760	
I.A. FILING DATE 03/02/2000	PRIORITY DATE 03/02/1999

CONFIRMATION NO. 2344
371 FORMALITIES LETTER



Date Mailed: 10/22/2001

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Indication of Small Entity Status
- Priority Document
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Information Disclosure Statements
- Request for Immediate Examination

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$65 Surcharge for providing the oath or declaration later than the appropriate 30 months months from the priority date (37 CFR 1.492(e)) is required.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$65** for a Small Entity:

- **\$65** Late oath or declaration Surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

MAMIE P PERSON

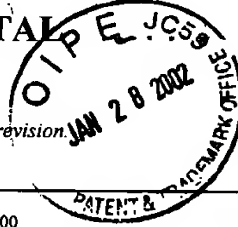
Telephone: (703) 305-3737

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
09/914,659	PCT/GB00/00760	

FEE TRANSMITTAL **for FY 2002**

Patent Fees are subject to annual revision.



Application Number 99/914,659

Filing Date August 31, 2001

First Named Inventor James, et al.

Examiner Name

Group/Art Unit

Attorney Docket Number 18872.0107

TOTAL AMOUNT OF PAYMENT

(\$ 130.00)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

3. ADDITIONAL FEES

Deposit Account Number: 08-2442

Deposit Account Name:

Hodgson Russ LLP

☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

☐ Applicant claims small entity status. See 37 CFR 1.27.

2. ☒ Payment Enclosed:

☒ Check ☐ Credit Card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Small Entity

Fee Fee Fee Fee

Code (\$) Code (\$) Fee Description

Fee Paid

101 740 201 370 Utility filing fee

\$

106 330 206 165 Design filing fee

\$

107 510 207 255 Plant filing fee

\$

108 740 208 370 Reissue filing fee

\$

114 160 214 80 Provisional filing fee

\$

SUBTOTAL (1)

\$ 0

2. EXTRA CLAIM FEES

Extra Fee from
Claims below

Fee Paid

Total Claims / / -20** = / / x / / =

\$

Independent Claims / / - 3** = / / x / / =

\$

Multiple dependent / / x / / =

\$

Large Entity Small Entity

Fee Fee Fee Fee

Code (\$) Code (\$) Fee Description

103 18 203 9 Claims in excess of 20

\$

102 84 202 42 Independent claims in excess of 3

\$

104 280 204 140 Multiple dependent claim if not paid

\$

109 84 209 42 **Reissue independent claims over original patent

\$

110 18 210 9 **Reissue claims in excess of 20 and over original patent

\$

SUBTOTAL (2)

\$ 0

SIGNATURE:

Ranjana Kadle

Reg. No. 40,041

DATE: December 20, 2001 Telephone: (716) 848-1628

*Reduced by basic filing fee paid

SUBTOTAL (3)

\$ 130